

REMARKS/ARGUMENTS

The office action of January 25, 2008 has been carefully reviewed and these remarks are responsive thereto. Reconsideration and allowance of the instant application are respectfully requested. Claims 1-8 and 10-53 remain in this application. Claim 9 has been canceled without prejudice or disclaimer.

Personal Interview

Applicants wish to thank Examiner Patel for the courtesies extended to the undersigned during the telephone interview on May 15, 2008. The below remarks include applicants' statement of substance of interview in accordance with MPEP § 713.04.

Allowable Subject Matter

Preliminarily, applicants note with appreciation the indication that the application contains allowable subject matter. Specifically, claims 1-53 would be allowed if rewritten to overcome the 35 U.S.C. § 112, second paragraph and 35 U.S.C. § 101 rejections.

Rejections under 35 U.S.C. § 101

Claims 1-15 and 43-46 stand rejected under 35 U.S.C. § 101 as allegedly being directed to non-statutory subject matter. Applicants have amended the claims as discussed during the interview to address this rejection. It was agreed that the amendments would overcome the section 101 rejection.

Rejections under 35 U.S.C. § 112, second paragraph

Claims 1, 16, 32, 43, 47, 49 and 52 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicants regard as the invention.

Applicants have amended claims 1, 16, 22, 32, 43, 47, 49 and 52 as discussed during the interview to address the issues raised in the action and to otherwise place the claims in preferred form. It was agreed that the amendments would overcome the section 112 rejection.

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Amendment dated May 16, 2008
Reply to Office Action of January 25, 2008

CONCLUSION

If any fees are required or if an overpayment is made, the Commissioner is authorized to debit or credit our Deposit Account No. 19-0733, accordingly.

All rejections having been addressed, applicants respectfully submit that the instant application is in condition for allowance, and respectfully solicit prompt notification of the same.

Respectfully submitted,
BANNER & WITCOFF, LTD.

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